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By ECF and e-mail

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Honorable Cathy Seibel, *U.S.D.J.*  
United States District Court  
Southern District of New York  
300 Quarropas Street  
White Plains, NY 10601-4150

Re: Kenneth Hervochon v. Iona College v. Hennessey Construction Co. Inc.  
Kenneth Hervochon v. Iona College v. Gotham Insurance Company  
Docket No. 14 CV 06017 (CS)

Dear Judge Seibel:

We represent Iona College ("Iona") in the referenced action. We understand that the Court was informed this morning by plaintiff's counsel that plaintiff's personal injury action was settled and that tomorrow's pre-trial conference has been cancelled. However, Iona wishes to inform the Court that the settlement reported is subject to the approval of Iona's Board of Trustees, which is pending.

Furthermore, Iona requests that tomorrow's 4:00 pm conference be maintained, or re-scheduled at the Court's earliest convenience, to discuss the remaining aspects of the litigation, namely Iona's third-party fee claim against Gotham Insurance Company that has not yet been resolved.

I have spoken with Hennessey Construction's counsel who joins the request for a conference to discuss the remaining aspects of his client's claim against Gotham Insurance Company.

Respectfully submitted,

Wilson Elser Moskowitz Edelman & Dicker LLP

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cc: Counsel of Record (by e-mail)

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